

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

Yannis LABROU ET AL.

Application No.: 10/628,569

Group Art Unit: 3621

Confirmation No. 4126

Filed: July 29, 2003

Examiner: Hewitt, II, Calvin L.

For: APPARATUSES FOR PURCHASING OF GOODS AND SERVICES

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure provisions of 37 CFR § 1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the subject application.

1. Enclosures accompanying this Information Disclosure Statement are:

- 1a. ☒ Form PTO-1449
- 1b. ☒ Copies of IDS citations, except for U.S. Patents and U.S. Patent Application publications
- 1c. ☒ English language copy of a communication(s) from a foreign Patent Office or a PCT International Search Report.
- 1d. ☐ English language translation (complete, Abstract or relevant portion(s)) attached to non-English language publications as indicated on the attached Form PTO-1449.
- 1e. ☒ Explanations of Relevancy of References (ATTACHMENT 1(e), hereto)
- 1f. ☐ List of Copending Applications (ATTACHMENT 1(f), hereto)
- 1g. ☒ List of Additional Submitted Documents (ATTACHMENT 1(g), hereto)

2. ☐ This Information Disclosure Statement is filed under 37 CFR § 1.97(b):

(Check either Item 2a or 2b or 2c or 2d)

- 2a. ☐ Within three months of the filing date of a national application;
- 2b. ☐ Within three months of the date of entry of the national stage as set forth in § 1.491 in an international application.
- 2c. ☐ Before the mailing of a first Office Action on the merits; or
- 2d. ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114.

3. ☒ This Information Disclosure Statement is filed under 37 CFR § 1.97(c) after the period specified in paragraph 2 above but before the mailing date of any of a Final Office Action under § 1.113, a Notice of Allowance under § 1.311 or an action that otherwise closes prosecution in the application, AND
(Check either Item 3a or 3b; Item 3b to be checked if any reference known for more than 3 months)
- 3a. ☐ The § 1.97(e) Statement in Item 5 below is applicable; OR
- 3b. ☒ The \$180.00 fee set forth in 37 CFR § 1.17(p) is:
☒ enclosed.
☐ to be charged to Deposit Account No. 19-3935.
4. ☐ This Information Disclosure Statement is filed under 37 CFR § 1.97(d) after the period specified in paragraph 3 above, but on or before payment of the Issue Fee, AND
- 4a. ☐ The § 1.97(e) Statement in Item 5 below is applicable; AND
- 4b. ☐ The \$180.00 fee set forth in 37 CFR § 1.17(p) is:
☐ enclosed.
☐ to be charged to Deposit Account No. 19-3935.
5. ☐ Statement under § 1.97(e) (applicable if Item 3a or Item 4a is checked)
(Check either Item 5a or 5b)
- 5a. ☐ In accordance with 37 CFR § 1.97(e)(1), it is stated that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.
- 5b. ☐ In accordance with 37 CFR § 1.97(e)(2), it is stated that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known by any individual designated in § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.
6. ☐ This is a continuation/divisional/continuation-in-part application under 37 CFR § 1.53(b).
(Check appropriate Items 6a and/or 6b)
- 6a. ☐ Copies of the publications listed on the attached Form PTO-1449 which were previously cited in prior application Serial No. ___, filed on ___, and which is relied on for an earlier effective filing date for the subject application under 35 U.S.C. § 120, have been omitted pursuant to 37 CFR § 1.98(d).
- 6b. ☐ Copies of the publications listed on the attached Form PTO-1449 which were not previously cited in prior application Serial No. ___, filed on ___, and which is relied on for an earlier effective filing date for the subject application under 35 U.S.C. § 120, are provided herewith.

7. ☐ This is a Request for Continued Examination under 37 CFR § 1.114.
(Check either Item 7a or 7b)
- 7a. ☐ The Issue Fee has not been paid.
- 7b. ☐ A Petition to Withdraw from issue under 37 CFR § 1.313(c) is filed concurrently herewith or has been granted. A Request for Continued Examination under 37 CFR § 1.114, after payment of the Issue Fee, is proper in accordance with 37 CFR § 1.114(a), respectively.
8. ☐ This is a Supplemental Information Disclosure Statement.
(Check either Item 8a or 8b)
- 8a. ☐ This Supplemental Information Disclosure Statement under 37 CFR § 1.97(f) supplements the Information Disclosure Statement filed on _____. A bona fide attempt was made to comply with 37 CFR § 1.98, but inadvertent omissions were made. These omissions have been corrected herein. Accordingly, additional time is requested so that this Supplemental IDS can be considered as if properly filed on _____.
- 8b. ☐ This Supplemental Information Disclosure Statement is timely filed within one (1) month of the Notice under 37 CFR §§ 1.97 and 1.98, mailed _____.
9. ☐ In accordance with 37 CFR § 1.98, a concise explanation of what is presently understood to be the relevance of each non-English language publication is:
(Check appropriate Items 9a, 9b, 9c and/or 9d)
- 9a. ☐ satisfied for the non-English language publication(s) cited on the enclosed "English language version of the search report or action which indicates the degree of relevance found by the foreign office". (See MPEP § 609, Minimum Requirements for an Information Disclosure Statement, Part A(3): Concise Explanation of Relevance, 8th Ed., Rev. 2)
- 9b. ☐ set forth in the application.
- 9c. ☐ satisfied for the non-English language publication(s) indicated on the attached Form PTO-1449 as having an English language translation (complete or relevant portion(s)) attached thereto.
- 9d. ☐ enclosed as Attachment 1(e), hereto.
10. No admission is made that the information cited in this Statement is, or is considered to be, material to patentability nor a representation that a search has been made (other than search report(s) from a counterpart foreign application or a PCT International Search Report, if submitted herewith). 37 CFR §§ 1.97(g) and (h).

11. The Commissioner is authorized to credit any overpayment or charge any additional fee required under 37 CFR § 1.17 for this Information Disclosure Statement to Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Dated: August 30, 2007
1201 New York Ave., N.W., 7th Floor
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501

By: / Mehdi D. Sheikerz /
Mehdi D. Sheikerz
Registration No. 41,307

FORM PTO-1449	U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY DOCKET NO. 1634.1004	APPLICATION NO. 10/628,569
INFORMATION DISCLOSURE STATEMENT <i>(Use several sheets if necessary)</i>		FIRST NAMED INVENTOR Yannis LABROU ET AL.	
		FILING DATE July 29, 2003	
		GROUP PART UNIT 3621	

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA	2001-34670	10-2001	Blair, Jeffery D.			
	AB	6,529,885	03-2003	Johnson, Richard C.			
	AC	7,239,346	07-2007	Priddy			
	AD	2001-005840	06/2001	Verkama			
	AE	2003-123667	07-2003	Weber et al.			

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	TRANSLATION YES NO	ABSTRACT
	AF					

OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, Etc.)

					TRANSLATION YES NO	
	AG	Mobile, Academic Press Dictionary of Science and Technology, xreferplus (1992); <URL: http://xreferplus.com/entry.jsp?xrefid=3130947&secid=.&hh=1 >, 1 page			X	
	AH	Purchase, 1996, Merriam-Webster's Dictionary of Law, <URL: http://dictionary.reference.com/browse/purchase >, pages 2-5 of 8 (4 pages)			X	
	AI	Asthana, Abhaya, et al., "An Indoor Wireless System for Personalized Shopping Assistance (1994) [online]. IEEE Workshop on Mobile Computing Systems and Applications (1 page) [retrieved on August 2, 2002]. Retrieved from the Internet: <URL: http://www.nerac.com >.			X	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

ATTACHMENT 1(e)

EXPLANATIONS OF RELEVANCY OF REFERENCES	ATTORNEY DOCKET NO.	APPLICATION NO.
	1634.1004	10/628,569
	FIRST NAMED INVENTOR	
	Yannis LABROU ET AL.	
	FILING DATE	GROUP PART UNIT
	July 29, 2003	3621

The A20 citation name in FORM-PTO 1449 of the IDS of April 23, 2007 is corrected from Espoo to Verkama in AD citation of FORM-PTO 1449 herein.

The number of pages is corrected from 3 pages to 2 pages for the citation in Attachment 1(g), item AC (also cited in the April 23, 2007 IDS).

The Abstract of the citation in FORM-PTO 1449, item AK (also cited in the April 23, 2007 IDS) is being submitted herein.

Applicants call to the attention of Examiner:

Johnson, US Patent No. 6,529,885,

Weber, US Publication No. 2003-123667, and

Blair, US Publication No. 2001-34670

Mobile, Academic Press Dictionary of Science and Technology, xreferplus (1992);

<URL: <http://xreferplus.com/entry.jsp?xrefid=3130947&secid=&hh=1>>, 1 page

Purchase, 1996, Merriam-Webster's Dictionary of Law,

<URL: <http://dictionary.reference.com/browse/purchase>>, pages 2-5 of 8 (4 pages)

which have been cited by the Examiner in the related co-pending US application nos. 10/628,583, 10/458,205 and 10/628,584.

ATTACHMENT 1(f)

LIST OF COPENDING APPLICATIONS	ATTORNEY DOCKET NO.	APPLICATION NO.
	1634.1004	10/628,569
	FIRST NAMED INVENTOR	
	Yannis LABROU ET AL.	
	FILING DATE	GROUP ART UNIT
	July 29, 2003	3621

The following, prior-filed, copending U.S. patent application(s) is/are listed in accordance with the duty of disclosure provisions of 37 CFR § 1.56, so that the Examiner may consider same should he deem any thereof to be material to examination of the subject application. Pursuant to 37 CFR § 1.98(a)(2)(iii), a copy of the identified copending application(s) is provided, UNLESS DOMESTIC PRIORITY IS CLAIMED THEREON UNDER 35 U.S.C. § 120 AND/OR THE APPLICATION IS PUBLISHED. 37 CFR § 1.98(a)(2)(II),(III) AND 1.98(3)(d)(1).

It is requested that the Examiner acknowledge his consideration of application(s) below-listed by initialling same in the space provided adjacent each such application and that the Examiner sign and date this form at the bottom thereof to confirm such consideration having been given.

This submission in no way represents an admission that any of the information listed herein constitutes prior art with respect to the subject application; and unless and until such prior art status is established, this submission is not a request that the information presented herein be printed on the face of any patent issuing from the subject application in which this information is being filed.

U.S. PATENT APPLICATION DOCUMENTS

*EXAMINER INITIAL		U.S. SERIAL NO.	FILING DATE	NAME	ASSIGNEE
	1				
	2				
	3				
	4				
	5				
	6				
	7				
	8				

EXAMINER	DATE CONSIDERED
<p>*EXAMINER: Initial if document considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</p>	

ATTACHMENT 1(g)

LIST OF ADDITIONAL SUBMITTED DOCUMENTS	ATTORNEY DOCKET NO.	APPLICATION NO.
	1634.1004	10/628,569
	FIRST NAMED INVENTOR	
	Yannis LABROU ET AL.	
	FILING DATE	GROUP ART UNIT
	July 29, 2003	3621

The following document(s) is/are listed in accordance with the duty of disclosure provisions of 37 CFR § 1.56, so that the Examiner may consider same should he deem any thereof to be material to examination of the subject application.

It is requested that the Examiner acknowledge his consideration of document(s) below-listed by initialing same in the space provided adjacent each such application and that the Examiner sign and date this form at the bottom thereof to confirm such consideration having been given.

This submission in no way represents an admission that any of the information listed herein constitutes prior art with respect to the subject application; and unless and until such prior art status is established, this submission is not a request that the information presented herein be printed on the face of any patent issuing from the subject application in which this information is being filed.

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL		DOCUMENT NO.	DATE	NAME	CLASS	SUB- CLASS	FILING DATE
	AA						

FOREIGN PATENT DOCUMENTS

		DOCUMENT NO.	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION	
							YES	NO
	AB							

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

				TRANSLATION	
				YES	NO
	AC	PCT International Search Report dated October 4, 2005 for International Application No. PCT/US05/04049 related to the above-identified present pending US patent application (2 pages)		X	
	AD	European Search Report Communication issued by the European Patent Office on April 23, 2007 in Application No. 06251957.4 - 1244 related to the above-identified present pending US patent application (9 pages)		X	

EXAMINER	DATE CONSIDERED
*EXAMINER: Initial if document considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	

Please Date Stamp and return

Information Disclosure Statement with PTO Form 1449 and Attachment 1(g); European Search Report
Communication; Check \$180.00

APPLICANT(S): Yannis LABROU ET AL.

SERIAL NO: 10/628,569

CONFIRMATION NO. 4126

TITLE: APPARATUSES FOR PURCHASING OF GOODS AND SERVICES

FILING DATE: July 29, 2003

DOCKET NO: 1634.1004/MS:na

DUE DATE: